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District of Arizona

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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE DISTRICT OF ARIZONA

12 United States of America,
13
14 Plaintiff,
15
16 v.
17 David Allen Harbour,
Defendant.

No. CR-19-00898-PHX-DLR
**UNITED STATES MOTION TO
CONTINUE EVIDENTIARY
HEARING**
(First Request)

18 The United States moves this Court for an Order continuing the Evidentiary Hearing
19 currently scheduled for April 22, 2022 to the week of April 25, 2022 or to a date convenient
20 to the court and counsel. Both assigned AUSAs will be out of state, and one will be out of
21 the country. Defense counsel has confirmed that they will be available April 26, 2022
22 through April 28, 2022 and will not be available the week of May 2nd due to a trial. Lastly,
23 the parties agree that the Court should permit Harbour to appear *via* videoconference for
24 the evidentiary hearing.

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1 Respectfully submitted this 14th day of April, 2022.

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3 GARY M. RESTAINO
4 United States Attorney
District of Arizona

5 s/ Kevin Rapp
6 KEVIN M. RAPP
7 Assistant U.S. Attorney
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11 **CERTIFICATE OF SERVICE**

12 I hereby certify that on this 14th day of April, 2022, I electronically transmitted the
13 attached document to the Clerk's Office using the CM/ECF system for filing and
14 transmittal of a Notice of Electronic Filing to the following CM/ECF registrants who have
15 entered their appearance as counsel of record.
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17 s/Daniel Parke
18 U.S. Attorney's Office
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